

BARRY J. PORTMAN
Federal Public Defender
JOYCE LEAVITT
Assistant Federal Public Defender
555 12th Street, Suite 650
Oakland, CA 94607-3627
Counsel for Defendant CRISOSTOMO

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	
)	No. CR 06-00386 MJJ
Plaintiff,)	
)	STIPULATION AND PROPOSED
v.)	ORDER CONTINUING STATUS
)	DATE AND EXCLUSION OF TIME
)	
VICTOR CRISOSTOMO,)	
)	
Defendant.)	

IT IS HEREBY STIPULATED, by and between the parties to this action, that the status date in this case, currently scheduled for Thursday, July 27, 2006, at 2:00 p.m. in San Francisco, California, before Honorable Judge Martin Jenkins, may be continued to Friday, August 25, 2006, at 2:30 p.m., in Oakland, California, for change of plea. Defense counsel is unavailable from July 27, 2006, through August 14, 2006, and also needs time to conduct additional investigation regarding Mr. Crisostomo's criminal history. The parties therefore stipulate that the time from July 27, 2006, to August 25, 2006, should be excluded in accordance with the provisions of the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(8)(A) and (B)(iv) for continuity of counsel and adequate

1 preparation of counsel.

2
3 DATED: July 26, 2006

JOYCE LEAVITT /S/
Assistant Federal Public Defender

4
5
6 DATED: July 27, 2006

VINEET GAURI /S/
Assistant United States Attorney

7
8
9 SIGNATURE ATTESTATION

10 I hereby attest that I have on file all holograph signatures indicated by a “conformed”
11 signature (“/S/”) within this efiled document.
12

13
14
15 **ORDER**

16 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the status date in this case,
17 currently scheduled for Thursday, July 27, 2006, at 2:00 p.m., in San Francisco, California, before
18 Honorable Judge Martin Jenkins, shall be continued to Friday, August 25, 2006, at 2:00 p.m., in
19 Oakland, California, for change of plea.
20

21 IT IS FURTHER ORDERED that the time from July 27, 2006, to August 25, 2006, should
22 be excluded in accordance with the provisions of the Speedy Trial Act, 18 U.S.C. §§
23 3161(h)(8)(A) and (B)(iv) for continuity of counsel and adequate preparation of counsel. The
24 Court finds that the ends of justice served by the granting of the continuance outweigh the best
25 interests of the public and the defendant in a speedy and public trial and the failure to grant the
26

STIP. CONTINUING
STATUS DATE

1 requested continuance would unreasonably deny the defendant's counsel the reasonable time
2 necessary for effective preparation, taking into account due diligence.

3 SO ORDERED.

4 DATED: 7/28/2006



HONORABLE MARTIN J. JENKINS
United States District Judge